

**DECLARATION UNDER 35 USC §371(c)(4) FOR  
PCT APPLICATION FOR UNITED STATES PATENT**

As a belownamed inventor, I hereby declare that:  
my residence, post office address and citizenship are as stated below under my name;

I verily believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought, namely the invention entitled: Optical recording medium based on a tellurium and zinc alloy

described and claimed in international application number PCT/FR03/03547 filed December 2, 2003

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations §1.56.

Under Title 35, U.S. Code §119, the priority benefits of the following foreign application(s) filed by me or my legal representatives or assigns within one year prior to my international application are hereby claimed:

**National French Patent Application No. 02 15194  
Filed on December 03, 2002**

The following application(s) for patent or inventor's certificate on this invention were filed in countries foreign to the United States of America either (a) more than one year prior to my international application, or (b) before the filing date of the above-named foreign priority application(s):

NONE

**ALL CORRESPONDENCE IN CONNECTION WITH THIS APPLICATION SHOULD BE SENT TO OLIFF & BERRIDGE, PLC, CUSTOMER NO. 25944, TELEPHONE (703) 836-6400.**

I hereby declare that I have reviewed and understand the contents of this Declaration, and that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

*Typewritten Full Name  
of Sole or First Inventor*

Ludovic POUPINET  
Given Name Middle Initial Family Name

2 Inventor's Signature: [Signature]

3 Date of Signature: September 2 2005  
Month Day Year

Residence: Sassenage FRANCE FRX  
City State or Province Country

Citizenship: French

Post Office Address: 10 impasse du Ruisset F-38360 SASSENAGE  
(Insert complete mailing address, including country) FRANCE (FR)

**Note to Inventor: Please sign name on line 2 exactly as it appears in line 1 and insert the actual date of signing on line 3.**

**IF THERE IS MORE THAN ONE INVENTOR USE PAGE 2 AND PLACE AN "X" HERE ☒**  
(Discard this page in a sole inventor application)

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2-00  
1 Typewritten Full Name of Joint Inventor Bérangère HYOT  
Given Name Middle Initial Family Name  
2 Inventor's Signature: [Signature]  
3 Date of Signature: September 2 2005  
Month Day Year  
Residence: Grenoble FRANCE IRX  
City State or Province Country  
Citizenship: French  
Post Office Address: 10 rue Nicolas Chorier 38000 GRENOBLE  
(Insert complete mailing address, including country) FRANCE (FR)

3-00  
1 Typewritten Full Name of Joint Inventor Marie-Françoise ARMAND  
Given Name Middle Initial Family Name  
2 Inventor's Signature: [Signature]  
3 Date of Signature: September 2 2005  
Month Day Year  
Residence: Vaulnaveys-Le-Haut FRANCE IRX  
City State or Province Country  
Citizenship: French  
Post Office Address: 354 Chemin des Chartreux F-38140 VAULNAVEYS-  
(Insert complete mailing address, including country) LE-HAUT FRANCE (FR)

1 Typewritten Full Name of Joint Inventor \_\_\_\_\_  
Given Name Middle Initial Family Name  
2 Inventor's Signature: \_\_\_\_\_  
3 Date of Signature: \_\_\_\_\_  
Month Day Year  
Residence: \_\_\_\_\_  
City State or Province Country  
Citizenship: \_\_\_\_\_  
Post Office Address: \_\_\_\_\_  
(Insert complete mailing address, including country)

1 Typewritten Full Name of Joint Inventor \_\_\_\_\_  
Given Name Middle Initial Family Name  
2 Inventor's Signature: \_\_\_\_\_  
3 Date of Signature: \_\_\_\_\_  
Month Day Year  
Residence: \_\_\_\_\_  
City State or Province Country  
Citizenship: \_\_\_\_\_  
Post Office Address: \_\_\_\_\_  
(Insert complete mailing address, including country)

Note to Inventor: Please sign name on line 2 exactly as it appears in line 1 and insert the actual date of signing on line 3.

This form may be executed only when attached to the first page of the Declaration and Power of Attorney of the application to which it pertains.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Ludovic POUPINET et al.

Application No.: 10/535,338

Filed: May 18, 2005

Docket No.: 123936

For: OPTICAL RECORDING MEDIUM BASED ON A TELLURIUM AND ZINC ALLOY

**TRANSMITTAL OF POWER OF ATTORNEY AND  
STATEMENT UNDER 37 CFR § 3.73(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith is a Power of Attorney from the Assignees.

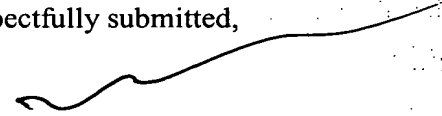
In compliance with 37 CFR §3.73(b), the undersigned hereby states that COMMISSARIAT A L'ENERGIE ATOMIQUE and MPO INTERNATIONAL are together the assignees of the entire right, title and interest in the patent application identified above by virtue of an assignment from the inventors of the patent application identified above. A copy of the assignment is attached hereto and is concurrently being submitted for recordation.

The undersigned is authorized to act on behalf of the assignee.

In accordance with 37 CFR §1.36(a), submission of this Power of Attorney revokes any powers of attorney previously given.

**ALL CORRESPONDENCE IN CONNECTION WITH THIS APPLICATION SHOULD  
BE SENT TO OLIFF & BERRIDGE, PLC, CUSTOMER NO. (25944) TELEPHONE  
(703) 836-6400.**

Respectfully submitted,

  
Eric D. Morehouse  
Registration No. 38,565

EDM/crh

Date: October 19, 2005

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

GENERAL POWER OF ATTORNEY

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Owner Name: MPO International

hereby appoints the patent practitioners associated with Oliff & Berridge, PLC Customer No. 25944 as attorneys of record to prosecute any and all applications in which this General Power of Attorney is filed, and all continuations and divisions thereof, owned in whole or in part by the above-named owner, and to transact all business in the Patent and Trademark Office.

The undersigned is authorized to execute this document as or on behalf of the owner.

**ALL CORRESPONDENCE IN CONNECTION WITH THIS APPLICATION SHOULD  
BE SENT TO OLIFF & BERRIDGE, PLC, CUSTOMER NO. 25944, TELEPHONE  
(703) 836-6400.**

September 2, 2005  
Date

Signature

Typed  
Name:

Title: CEO  
(if acting on behalf of an Owner)

*Laurence Poit*  
*MP*  
MPO INTERNATIONAL  
53700 AVERTON  
R.C. 61 B 2  
SIMP 773 613 655 00013 - APE 223

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**PATENT APPLICATION**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**GENERAL POWER OF ATTORNEY**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Owner Name: **COMMISSARIAT A  
L'ENERGIE ATOMIQUE**

hereby appoints the patent practitioners associated with Oliff & Berridge, PLC Customer No. 25944 as attorneys of record to prosecute any and all applications in which this General Power of Attorney is filed, and all continuations and divisions thereof, owned in whole or in part by the above-named owner, and to transact all business in the Patent and Trademark Office.

The undersigned is authorized to execute this document as or on behalf of the owner.

**ALL CORRESPONDENCE IN CONNECTION WITH THIS APPLICATION SHOULD  
BE SENT TO OLIFF & BERRIDGE, PLC, CUSTOMER NO. 25944, TELEPHONE  
(703) 836-6400.**

September 16, 2004

Date

Signature



**R. NAGEL**  
Chef de Service

Typed  
Name:

Title:

(if acting on behalf of an Owner)

**COMMISSARIAT A L'ENERGIE ATOMIQUE**

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# **ASSIGNMENT**

(1.°) Insert  
Name(s)  
of Inventor(s)

(1) POUPINET Ludovic (5) \_\_\_\_\_  
(2) HYOT Béran gère (6) \_\_\_\_\_  
(3) ARMAND Marie-Françoise (7) \_\_\_\_\_  
(4) \_\_\_\_\_ (8) \_\_\_\_\_

In consideration of the sum of one dollar (\$1.00) and other good and valuable consideration paid to each of the undersigned, each undersigned agrees to assign, and hereby does assign, transfer and set over to

(9) Insert Name of Assignee  
(10) Insert Address of Assignee

(9) Commissariat à l'Energie Atomique  
(10) 31-33 rue de la Fédération, F-75752 PARIS, France (FR)

(9) Insert Name of Assignee  
(10) Insert Address of Assignee

(9) MPO International  
(10) Domaine de Lorgerie, F-53700 AVERTON, France (FR)

(hereinafter designated as the Assignee) and Assignee's heirs, successors, assigns and legal representatives, the entire right, title and interest for the United States of America as defined in 35 U.S.C. §100, in the invention, and in all applications for patent including any and all provisional, non-provisional, divisional, continuation, international, confirmation, substitute and reissue application(s), and all Letters Patent, extensions, reissues and reexamination certificates that may be granted on the invention known as

(11) Insert  
Identification  
such as Title, Case  
Number, or Foreign  
Application Number

(11) \_\_\_\_\_  
\_\_\_\_\_  
(Attorney Docket No. \_\_\_\_\_)

for which the undersigned has (have) executed an application for patent in the United States of America on even date here with or

(12) Insert Date of  
Signing of  
Application

(12) on \_\_\_\_\_

(13) Alternative  
Identification for  
filed applications

(13) U.S. application Serial Number \_\_\_\_\_  
file d \_\_\_\_\_

1) Each undersigned agrees to execute all papers necessary in connection with any application and any continuing, divisional or reissue applications for the invention, and any patent(s) issuing thereon, and also to execute separate assignments in connection with such applications and patents as the Assignee may deem necessary.

2) Each undersigned agrees to execute all papers necessary in connection with any interference which may be declared concerning any application or continuation or division thereof, or any patent or reissue application based thereon, for the invention, and to cooperate with the Assignee in every way possible in obtaining evidence and going forward with such interference.



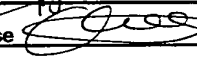
3) Each undersigned agrees to execute all papers and documents and perform any act which may be necessary in connection with claims or provisions of the International Convention for Protection of Industrial Property or similar agreements.

4) Each undersigned agrees to perform all affirmative acts which may be necessary to obtain, maintain or confirm by reissue or reexamination a grant of a valid United States patent to the Assignee.



5) Each undersigned authorizes and requests the Commissioner of the U.S. Patent and Trademark Office to issue any and all Letters Patents of the United States resulting from said application(s) to the said Assignee, as Assignee of the entire interest, and covenants that he has full right to convey the entire interest here in assigned, and that he has not executed, and will not execute, any agreements in conflict therewith, and agrees that this assignment is binding on him and his heirs, successors, assigns and legal representatives.

6) Each undersigned hereby grants the firm of OLIFF & BERRIDGE, PLC the power to insert on this assignment any further identification that may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

In witness where of, executed by the undersigned on the date(s) opposite the undersigned name(s).

Date <u>September 2, 2005</u>	Inventor Signature <u>POUPINET Ludovic</u>  (SEAL)
Date <u>September 2, 2005</u>	Inventor Signature <u>HYOT Béran gère</u>  (SEAL)
Date <u>September 2, 2005</u>	Inventor Signature <u>ARMAND Marie-Francoise</u>  (SEAL)
Date _____	Inventor Signature _____ (SEAL)
Date _____	Inventor Signature _____ (SEAL)
Date _____	Inventor Signature _____ (SEAL)
Date _____	Inventor Signature _____ (SEAL)
Date _____	Inventor Signature _____ (SEAL)

This assignment should preferably be signed before: (a) a Notary Public if within the U.S.A. (b) a U.S. Consul if outside the U.S.A. If neither, then it should be signed before at least two witnesses who also sign here:

Date <u>September 2, 2005</u>	Witness <u>Marie-Andrée JOUVRAY</u> 
Date <u>September 2, 2005</u>	Witness <u>Enno D. BIBOW</u> 

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